

1
2
3 BILL NO. G-74-12-10

4 GENERAL ORDINANCE NO. G- 27-74

5 AN ORDINANCE amending General Ordinance No. G-97
6 by authorizing the vacation of a certain alley in
7 the City of Fort Wayne, Indiana

8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
9 WAYNE, INDIANA:

10 SECTION 1. Petition for the vacation of a certain alley having been
11 filed with the Fort Wayne City Plan Commission and resolution having been duly
12 adopted by the Fort Wayne City Plan Commission on November 25, 1974 following
13 a public hearing thereon, all in accordance with Section 44, Chapter 174 of the
14 Acts of the General Assembly of the State of Indiana, as amended by Section 3,
15 Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana
16 (Burns Ind. Stat., 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set
17 forth in General Ordinance No. G-97 adopted by the Common Council of the City of
18 Fort Wayne on November 26, 1963, is amended by deleting the following public
19 alley in Fort Wayne, Allen County, Indiana, to-wit:

20
21 That portion of the public alley lying next South of and parallel
22 to Brackenridge Street extending West from the West from the
23 West right of way line of Calhoun Street to the East right of way
24 line of the alley lying next East of Harrison Street, all in the
City of Fort Wayne, Allen County, Indiana, and being bounded
as follows:

25 On the South by Lot 6 in Baker's Addition to the City of Fort
26 Wayne and on the North by Lot 61 in Brackenridge's Addition to
the City of Fort Wayne

27 SECTION 2. After passage of this Ordinance, approval by the Mayor
28 and legal publication, a duly certified copy of this Ordinance, of the recommenda-
29 tion of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall
30 be transmitted by the City Clerk to the Board of Public Works of the City of Fort
31 Wayne, Indiana.

32
33 SECTION 3. This Ordinance shall be in full force and effect from and
34 after its passage, approval by the Mayor and legal publication thereof.

35 APPROVED AS TO FORM
AND LEGALITY,

Phil B. Lee
CITY ATTORNEY

John C. Spickols
Councilman

Read the first time in full and on motion by Nuckols, seconded by J. Schmidt, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: 12-10-74

Charles W. Talarico
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Kraus, and duly adopted, placed on its passage.

Passed (~~lost~~) by the following vote:

| AYES | <u>9</u> | MAYS | <u>0</u> | ABSTAINED | _____ | ABSENT | _____ | to-wit: |
|-------------|----------|-------|----------|-----------|-------|--------|-------|---------|
| BURNS | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | |
| HINGA | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | |
| KRAUS | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | |
| MOSES | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | |
| NUCKOLS | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | |
| SCHMIDT, D. | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | |
| SCHMIDT, V. | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | |
| STIER | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | |
| TALARICO | <u>✓</u> | _____ | _____ | _____ | _____ | _____ | _____ | |

DATE: 12-17-74

Charles W. Talarico
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning-Map~~) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) ^{Ordinance} Ordinance (Resolution) No. 12-37-74 on the 17th day of December, 1974

ATTEST: (SEAL)

Charles W. Talarico
CITY CLERK

Samuel J. Talarico
PRESIDENT OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 18th day of December, 1974, at the hour of _____ o'clock A. M., E.S.T.

Charles W. Talarico
CITY CLERK

Approved and signed by me this 23rd day of December, 1974, at the hour of 11:00 o'clock A. M., E.S.T.

Samuel J. Talarico
MAYOR

Bill No. G-74-12-10

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of a certain
alley in the City of Fort Wayne, Indiana

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance For PASS.

John Nuckols - Chairman

Vivian G. Schmidt - Vice-Chairman

William T. Hinga

Paul M. Burns

Donald J. Schmidt

CONCURRED IN

DATE 12-17-74 CHARLES W. WESTERMAN, CITY CLERK



INDIANA & MICHIGAN ELECTRIC COMPANY

2101 Spy Run Avenue, P. O. Box 60, Fort Wayne, Indiana 46801

RECEIVED

NOV 25 1974

**FORT WAYNE CITY
PLAN COMMISSION**

November 22, 1974

The City of Fort Wayne
City Plan Commission
One Main Street
Fort Wayne, Indiana 46802

Re: Vacation of the Alley W/o Calhoun
between Brackenridge and Baker Streets

Gentlemen:

In regard to the reference alley vacation your attention is invited to the Indiana & Michigan Electric Company's facilities in that location.

An easement is needed for an anchor on the north three feet of the west twenty feet of the subject area and for an underground duct line traversing the entire length of the alley.

Your cooperation in retaining these easement rights will be appreciated.

Very truly yours,

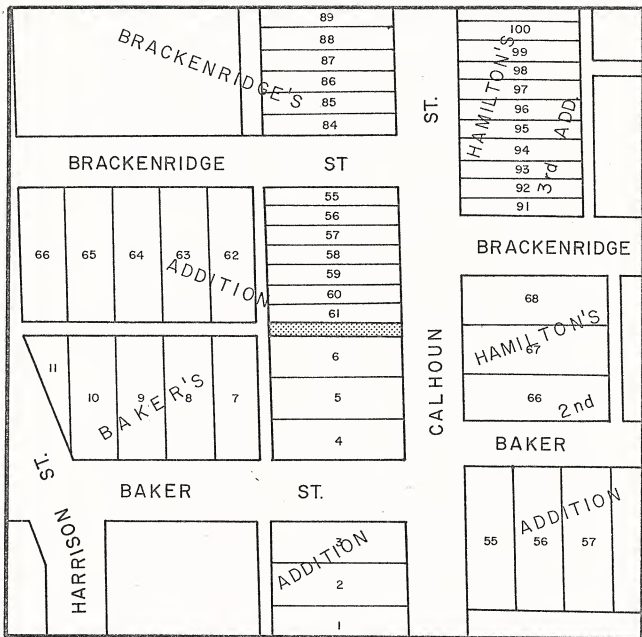
INDIANA & MICHIGAN ELECTRIC COMPANY

W. L. Blackburn
Wm. L. Blackburn

Right-of-Way Agent-Senior

WLB:ga

cc: Board of Public Works
Street Engineering Department



 PORTION OF ALLEY TO BE VACATED



THE CITY OF FORT WAYNE

November 27, 1974

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution for the vacation of the following:

Vacation of the alley west of Calhoun Street located
between Brackenridge and Baker Streets.

which was approved by the City Plan Commission at its regular meeting
held November 25, 1974.

Respectfully submitted

CITY PLAN COMMISSION

Certified and signed this
27th day of November, 1974.

Thomas J. Offerle
Secretary

RESOLUTION

WHEREAS, The Lincoln National Life Insurance Company, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street and alley in Allen County, Indiana, to-wit:

That portion of the public alley lying next South of and parallel to Brackenridge Street extending West from the West right of way line of Calhoun Street to the East right of way line of the alley lying next East of Harrison Street, all in the City of Fort Wayne, Allen County, Indiana, and being bounded as follows:

On the South by Lot 6 in Baker's Addition to the City of Fort Wayne and on the North by Lot 61 in Brackenridge's Addition to the City of Fort Wayne.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 386 of the Acts of 1973 of the General Assembly of the State of Indiana, Ind. Ann. Stat. S 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on Monday, November 25, 1974, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street or alley;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street or alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street or alley hereinbefore described be and the same is hereby approved;

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.

STATE OF INDIANA
COUNTY OF ALLEN

}
} SS:
}

I, James E. Kelley, President of the
Fort Wayne City Plan Commission, do hereby certify that attached hereto is
a full, true and correct copy of a resolution adopted by the Fort Wayne City
Plan Commission following a public hearing of said Commission held on
Monday, November 25, 1974, and as the same appears of record in
the official records of said Plan Commission.

DATED THIS 25th DAY OF November, 19 74.

FORT WAYNE CITY PLAN COMMISSION

James E. Kelley
President

PETITION TO VACATE ALLEY

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

THE BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

Gentlemen:

The undersigned, the Petitioner, does hereby respectfully petition the City Plan Commission and the Board of Public Works of the City of Fort Wayne, to vacate a portion of a certain alley located within the City of Fort Wayne, Allen County, Indiana, and more particularly described as follows:

That portion of the public alley lying next South of and parallel to Brackenridge Street extending West from the West right of way line of Calhoun Street to the East right of way line of the alley lying next East of Harrison Street, all in the City of Fort Wayne, Allen County, Indiana, and being bounded as follows:

On the South by Lot 6 in Baker's Addition to the City of Fort Wayne and on the North by Lot 61 in Brackenridge's Addition to the City of Fort Wayne.

YOUR PETITIONER REPRESENTS:

1. That it is the fee titleholder of all the real estate abutting on both the North and South side of that portion of the alley herein sought to be vacated.
2. That said portion of said alley is not necessary for ingress or egress to any other property whatsoever.
3. That your Petitioner is willing to relocate all utilities, including sewer lines, power lines and telephone lines, at its expense, which are presently in the alley, in a suitable location convenient to the various parties involved.
4. That the maintenance of the said portion of said alley is not necessary or advantageous to the growth of the City of Fort Wayne. That it would be to the best interest of the City and the citizens thereof as well as the Petitioner that said alley be vacated as prayed.

Your Petitioner files this petition pursuant to and in accordance with Section 44 of Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana as amended by Section 3 of Chapter 386 of the Acts of 1973 of the General Assembly of the State of Indiana (Indiana Statutes Annotated. Section 53-744), Burns 1964 Replacement Edition.

WHEREFORE, your Petitioner prays that the above described alley be vacated according to the provisions of the Indiana Law pertaining thereto.

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY

BY:

Gathings Stewart
Gathings Stewart, President

Attest:

Nancy C. Peden
Nancy C. Peden, Assistant Secretary

TITLE OF ORDINANCE Alley vacation ordinance *2-74-12-10*

DEPARTMENT REQUESTING ORDINANCE Community Development and Planning /
CITY PLAN COMMISSION

SYNOPSIS OF ORDINANCE Petitioners are requestion the vacation of the
following described alley:

The east-west alley, extending west from Calhoun Street, to the north south alley
lying between Brackenridge Street and Baker Street.

EFFECT OF PASSAGE If vacated, alley would be utilized by abutting property
owners. (Lincoln National Life Insurance Company)

EFFECT OF NON-PASSAGE Alley would remain open.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.) ~~Regulation~~ Regulation



CITY OF FORT WAYNE

FORT WAYNE, INDIANA

CHARLES W. WESTERMAN
CITY CLERK

December 24, 1974

Miss Helen Libbing
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of December 28, 1974 and January 4, 1975, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana,

Bill No. B-74-12-10
General Ord. G-37-74
Vacation of a certain
alley

General Ord. G-38-74
Bill No. G-74-12-11
Vacation of a certain
alley

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
ENCL: 2

Ft. Wayne Common Council
(Governmental Unit)

To NEWS-SENT INEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

1

Body number of lines

105

Tail number of lines

2

Total number of lines in notice

108

COMPUTATION OF CHARGES

Notice is hereby given that on the 17th day of December, 1974, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-74-12-10 G-37-74 General Ordinance, to-wit:

BILL NO. G-74-12-10
GENERAL ORDINANCE NO. G-37-74

An Ordinance amending General Ordinance No. G-97 by authorizing the vacation of a certain alley in the City of Fort Wayne, Indiana.

Be It Ordered by The Common Council of The City of Fort Wayne, Indiana, SECTION 1. Petition for the vacation of a certain alley having been filed with the Fort Wayne City Plan Commission and resolution having been duly adopted by the Fort Wayne City Plan Commission on November 25, 1974 following a public hearing

thereon, all in accordance with Section 44, Chapter 174 of the Acts of the General Assembly of the State of Indiana, as amended by Section 2, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Stat. 1964 Replacement, Sec. 3-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alley in Fort Wayne, Allen County, Indiana, to-wit:

That portion of the public alley lying next South of one parallel to Brackenridge Street, extending West from the West from the West right of way line of Colburn Street to the East right of way line of the alley lying next East of Harrison Street, all in the City of Fort Wayne, Allen County, Indiana, and being bounded as follows:

One South by Lot 4 in Baker's Addition to the City of Fort Wayne and on the North by Lot 61 in Brackenridge's Addition to the City of Fort Wayne.

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication hereof.

JOHN NUCKOLS,
Councilman
Read the third time in full and on motion by Nuckols, seconded by Kraus, and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Nine
Burns, Hingo, Kraus, Moses, Nuckols, D. Schmidt, V. Scimmi, Silver, Toland, and
Nays: None

CHARLES W. WESTERMAN,
City Clerk

Date: 12-17-74
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-37-74 on the 17th day of December, 1974.

ATTEST: (SEAL)
CHARLES W. WESTERMAN,
City Clerk

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 18th day of December, 1974, at the hour of 10:00 o'clock A.M., E.S.T.

CHARLES W. WESTERMAN,
City Clerk
Approved and signed by me this 23rd day of December, 1974, at the hour of 11:00 o'clock A.M., E.S.T.

IVAN A. LEBAMOFF,
Mayor

I, Charles W. Westernman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full true and complete copy of General Ordinance No. G-37-74 passed by the Common Council on the 17th day of December, 1974, and that said Ordinance was duly signed and approved by the Mayor on the 23rd day of December, 1974 and now remains on file and on record in my office.
WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 23rd day of December, 1974.

CHARLES W. WESTERMAN,
City Clerk

lines 1 columns wide equals 108 equivalent lines at 288¢ its per line

\$31.10

charge for notices containing rule or tabular work (50 per cent of above)

extra proofs of publication (50 cents for each proof in excess of two)

1.50

TOTAL AMOUNT OF CLAIM

\$32.60

G COST

single column 11 ems

Size of type 5½ point

insertions 2

Size of quad upon which type is cast 5½

on and penalties of Ch. 89, Acts 1967,

the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just of the same has been paid.

19 75

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned, V.E. Gerken who, being duly sworn, says

that She is Clerk of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two

time 5 the dates of publication being as follows:

12/26/74 & 1/4/75

Subscribed and sworn to before me this 6th day of January, 19 75

Notary Public

My commission expires October 25, 1975

Ft. Wayne Common Council
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

| | |
|---|------------|
| Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines | _____ |
| Head number of lines | <u>1</u> |
| Body number of lines | <u>105</u> |
| Tail number of lines | <u>2</u> |
| Total number of lines in notice | <u>108</u> |

COMPUTATION OF CHARGES

| | |
|---|----------------|
| 108 lines, 1 column wide equals 108 equivalent lines at \$288¢ | \$31.10 |
| Additional charge for notices containing rule or tabular work (50 per cent of above amount) | _____ |
| Charge for extra proofs of publication (50 cents for each proof in excess of two) | <u>1.50</u> |
| TOTAL AMOUNT OF CLAIM | <u>\$32.60</u> |

DATA FOR COMPUTING COST

| | |
|-------------------------------|---|
| Width of single column 11 ems | Size of type <u>5 1/2</u> point |
| Number of insertions <u>2</u> | Size of quad upon which type is cast <u>5 1/2</u> |

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date January 6, 1975

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned, V. E. Gerken, who, being duly sworn, says that She is Clerk

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two

times 8 the dates of publication being as follows:

12/26/74 & 1/4/75Subscribed and sworn to before me this 6th day of January, 19 75My commission expires October 25, 1975

Notary Public

Fr. Wayne Common Council
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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| Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) | |
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| Total number of lines in notice | <u>108</u> |

COMPUTATION OF CHARGES

108 lines, 1 columns wide equals 108 equivalent lines at .288¢ cents per line \$ 31.10

Additional charge for notices containing rule or tabular work (50 per cent of above)

Extra proofs of publication (50 cents for each proof in excess of two)

1.50

AL AMOUNT OF CLAIM

\$ 32.60

COST

Single column 11 ems

Size of type 5½ point

Insertions 2

Size of quad upon which type is cast 5½

and penalties of Ch. 89, Acts 1967,

foregoing account is just and correct, that the amount claimed is legally due, after allowing all just of the same has been paid.

Arvilla Dewald

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time S, the dates of publication being as follows:

12/28/74 & 1/4/75

Subscribed and sworn to before me this 6th day of January 1975

Arvilla Dewald
Notary Public

My commission expires October 25, 1975

LEGAL NOTICE

Notice is hereby given that on the 17th day of December, 1974, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-74-12-10 G-37-74 General Ordinance, to-wit:

BILL NO. G-74-12-10

GENERAL ORDINANCE NO. G-37-74

An Ordinance amending General Ordinance No. G-97 by authorizing the vacation of a certain alley in the City of Fort Wayne, Indiana.

Be It Ordained By The Common Council Of The City Of Fort Wayne, Indiana, SECTION 1. Petition for the vacation of a certain alley having been filed with the Fort Wayne City Plan Commission and resolution having been duly adopted by the Fort Wayne City Plan Commission on November 15, 1974 following a public hearing thereon, all in accordance with Section 44, Chapter 174 of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 285, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Stat., 1964 Replacement, Sec. 33-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alley in Fort Wayne, Allen County, Indiana, to-wit:

That portion of the public alley lying next South of one parcelled to Brockenridge Street extending West from the West Caloun Street to the East right of way line of the alley lying next East of Harrison Street, all in the city of Fort Wayne, Allen County, Indiana, and being bounded as follows:

One the South by Lot 4 in Baker's Addition to the City of Fort Wayne and on the North by Lot 41 in Brockenridge's Addition to the City of Fort Wayne.

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Record of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approved by the Mayor and legal publication thereof.

JOHN NUCKOLS, Councilman
Read the third time in full and on motion by Nuckols, seconded by Krous, and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Nings, Burns, Hinga, Krous, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier, Talarico
Nays: None.

CHARLES W. WESTERMAN, City Clerk
Date: 12-17-74

Passed and adopted by the Common Council to the City of Fort Wayne, Indiana, as General Ordinance G-37-74 on the 17th day of December, 1974.

ATTEST (SEAL)
CHARLES W. WESTERMAN, City Clerk

SAMUEL L. TALARICO, Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 18th day of December, 1974, at the hour of 10:00 o'clock A.M., E.S.T.

CHARLES W. WESTERMAN, City Clerk
Approved and signed by me this 23rd day of December, 1974, at the hour of 11:00 o'clock A.M., E.S.T.

IVAN A. LEBANOFF, Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-37-74 passed by the Common Council on the 17th day of December, 1974, and that said Ordinance was duly signed and approved by the Mayor on the 23rd day of December, 1974 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 23rd day of December, 1974.

CHARLES W. WESTERMAN, City Clerk

12-28 1-4

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

LINE COUNT

| Head | number of lines | |
|------|-----------------|----------|
| | | <u>1</u> |

| | | |
|------|-----------------|-----|
| Body | number of lines | 105 |
|------|-----------------|-----|

| | | |
|------|-----------------|---|
| Tail | number of lines | 2 |
|------|-----------------|---|

| | |
|---------------------------------|------------|
| Total number of lines in notice | <u>108</u> |
|---------------------------------|------------|

COMPUTATION OF CHARGES

108 lines, 1 column wide equals 108 equivalent lines at 288¢ 31.10
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

| | |
|---|-------------|
| Charge for extra proofs of publication (50 cents for each proof in excess of two) | <u>1.50</u> |
|---|-------------|

| | |
|-----------------------|-------|
| TOTAL AMOUNT OF CLAIM | 32.60 |
|-----------------------|-------|

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type $5\frac{1}{2}$ point

Number of insertions 2

Size of quad upon which type is cast...51.....

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date January 6, 19 75

Title.....CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, ^{town} and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

12/28/74 & 1/4/75

Subscribed and sworn to before me this 6th day of January 1975

My commission expires October 25, 1975

[illegible]